



Practitioner's Docket No. BBC128USC1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The application of: Carl M Mendel, et. al.

Application No.: 10/828,607

Filed: 04/21/2004

For: Treatment of Neuropathic Pain

Group No.: 1614

Examiner: Leslie A. Royds

Mail Stop Amendment
Commissioner for Patents
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**TERMINAL DISCLAIMER TO OBLIGATE
A DOUBLE PATENTING REJECTION (37 C.F.R. § 1.321(d))**

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I, Andrew M. Parial, represent that I am the attorney of record.

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The extent of the interest in this invention that the disclaimant owns is in the whole of this invention.

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Petitioner hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of any patent granted on Application No. 10/979,596, filed on November 2, 2004, as shortened by any terminal disclaimer. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the above-listed application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

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Other than a small entity--fee \$130.00.

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Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Date: OCTOBER 27, 2006



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